



Entered on Docket
September 23, 2011

A handwritten signature in dark ink, appearing to read "Linda B. Riegler".

Hon. Linda B. Riegler
United States Bankruptcy Judge

LEWIS AND ROCA LLP

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Attorneys for USACM Liquidating Trust

**UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA**

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

Debtor.

Case No. BK-S-06-10725-LBR

CHAPTER 11

**Order Sustaining First Omnibus Objection
Of USACM Trust To Unallocated
Amounts of Proofs Of Claim**

Hearing Date: August 30, 2011

Hearing Time: 10:30 a.m.

The Court having considered the "First Omnibus Objection Of USACM Trust To Unallocated Amounts of Proofs Of Claim ("Unallocated Amount") [DE 8697] (the "Objection"); the Court having heard the Objection on August 30, 2011; appropriate notice of the Objection having been given; no response to the Objection having been filed; and good cause appearing:

IT IS ORDERED that:

1. The Objection [DE 8697] is sustained;

1 2. The Proofs of Claim listed on **Exhibit A** attached are disallowed to the
2 extent the amount of the claim as stated on the face of proof of claim exceeds the amount
3 of the claim supported by the documentation provided with the proof of claim, i.e., the
4 Unallocated Amount as shown on **Exhibit A** attached; and

5 3. This order concerns only the Unallocated Amount of the claim and not any
6 other claim of the claimants.

7
8 PREPARED AND RESPECTFULLY SUBMITTED BY:

9
10 **LEWIS AND ROCA LLP**

11 By /s/ John Hinderaker (AZ #018024)

12 Robert M. Charles, Jr.

13 John Hinderaker (*pro hac vice*)

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LOCAL RULE 9021 CERTIFICATION

In accordance with LR 9021, counsel submitting this document certifies that the order accurately reflects the court's ruling and that (check one):

_____ This Court has waived the requirement set forth in LR 9021(b)(1).

XXX No party appeared at the hearing or filed an objection to the motion.

_____ I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below [list each party and whether the party has approved, disapproved, or failed to respond to the document]:

Counsel appearing: _____

_____ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order with the motion pursuant to LR 9014(g), and that no party has objected to the form or content of the order

U.S. Trustee: <u>Augie Landis</u>	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input checked="" type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document
Other Party: _____	
<input type="checkbox"/> approved the form of this order	<input type="checkbox"/> disapproved the form of this order
<input type="checkbox"/> waived the right to review the order and/or	<input type="checkbox"/> failed to respond to the document

Submitted by:
LEWIS AND ROCA LLP

By: /s/ John Hinderaker. (AZ #018024)
Attorneys for USACM Liquidating Trust

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USACM Trust
Unallocated Amounts Of Proofs Of Claim
Multiple Loan Claims

Claim	Date Claim was Filed	Name	Address	Total Claim Amount	Approximate Amount Subject to Objection Because The Trust Could Not Allocate Amount to a Specific Direct Lender Loan
10725-01682	12/11/2006	1996 Nobel Trust Dtd 9/5/96	C/O Anna S Knobel Trustee 8919 Challis Hill Ln Charlotte, NC 28226-2687	348,006.20	102,235.73
10725-01623	12/8/2006	Addes Ira, Kenneth	100 W Broadway Apt 7V Long Beach, NY 11561	380,878.66	30,878.66
10725-01619	12/8/2006	Addes, Kenneth	100 W Broadway Apt 7V Long Beach, NY 11561	394,523.01	44,523.01
10725-01471	11/27/2006	Alan G & Patty J Dondero 1992 Revocable Trust	Alan & Patty Dondero Ttees 1930 Village Center Circle, 3-273 Las Vegas, NV 89134	130,800.00	10,800.00
10725-01904	1/9/2007	Alves Family Trust Dtd 10/27/89	Arnold R & Agnes J Alves Ttees 9904 Villa Granito Ln Granite Bay, CA 95746-6481	303,616.62	1,808.31
10725-02301	1/13/2007	Anderson Fmly Trust Dtd 7/21/92	Gary B & Barbara L Anderson Teee PO Box 699 Carnelian Bay, CA 96104	1,000,000.00	74,000.00
10725-02066	1/11/2007	Ann E Brant Survivors Trust Dtd 5/22/87	C/O Raymond F Brant Trustee PO Box 728 Diablo, CA 94528	202,886.16	1,443.08
10725-00153	8/14/2006	Apq Trust Dated 7/5/00	C/O Alex G Gassiot Teee 3710 Clover Way Reno, NV 89509	250,260.00	260.00
10725-01177	11/10/2006	Arthur E & Thelma Kebble Family Trust Dtd 5/19/95	C/O Arthur E & Thelma M Kebble Ttees 9512 Salem Hills Ct Las Vegas, NV 89134-7883	327,563.97	3,503.79
10725-02160	1/12/2007	Ayers, C Donald	3115 W Ravina Ln Phoenix, AZ 85086-1031	130,313.62	4,478.55

EXHIBIT A

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